IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Notice of Motion No. 281 of 2004
In
Writ Petition No. 261 of 1991

Rakesh V. Desai .. Petitioner
V/s.
Union of India & Ors. .. Respondents

Mr. Naresh Thakker i/b. Mr. N.N. Gawankar for the Petitioner
Mr. D.A. Dubey for the Respondents

CORAM : S. RADHAKRISHNAN &
J.H. BHATIA, JJ.
DATED : 04.07.2005.

P.C.:-

1. Heard the learned counsel for the Petitioner and the learned counsel for the Respondents. By this Notice of Motion, the Petitioner is seeking recall of our order dated 27.4.2004, whereby the above Petition was dismissed in default.

2. Perused the affidavit in support of the Notice of Motion. For the reasons stated in the Notice of Motion, sufficient cause is made out for recall of our order dated 27.4.2004. There is no case of inaction, negligence or want of bonafide. Notice of Motion is made absolute in terms of prayer clause (a). Place the Writ Petition on Board for final hearing on 14.7.2005.

(S. RADHAKRISHNAN, J.)

(J.H. BHATIA, J.)